

CANCELLED



11-30-01

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Docket No. 7093-112

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re reissue application of: )  
Ben Platt et al )  
Serial No. 09/964786 )  
Filed: 9/26/01 )  
For: DELIVERY SYSTEM FOR POST- )  
OPERATIVE POWER ADJUSTMENT )  
OF ADJUSTABLE LENS )

**INFORMATION DISCLOSURE STATEMENT**

**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, DC 20231.

Date: November 27, 2000

865 S. Figueroa St.  
Los Angeles, CA 90017

Asst. Commissioner for Patents  
Washington, DC 20231

Sir:

Applicants submit herewith patents, publications or other information (attached hereto and listed on the attached Form PTO-1449) of which they believe may be material to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

This Information Disclosure Statement:

- (a)  accompanies the new patent application submitted herewith.  
37 C.F.R. § 1.97(a).
- (b)  is filed within three months after the filing date of the application or within three months after the date of entry of the national stage of a PCT application as set forth in 37 C.F.R. § 1.491.
- (c)  as far as is known to the undersigned, is filed before the mailing date of a first Office Action on the merits.
- (d)  is filed after the first Office Action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned, prior to the mailing date of either a final rejection or a notice of allowance, whichever occurs first, and is accompanied by the fee (\$220.00) set forth in 37 C.F.R. § 1.17(p), as checked below, or a certification as specified in 37 C.F.R. § 1.97(e), as checked below.
- (e)  is filed after the mailing date of either a final rejection or a notice of allowance, whichever occurred first, and is accompanied by the fee (\$130.00) set forth in 37 C.F.R. § 1.17(i)(1), as checked below, and a certification as specified in 37 C.F.R. § 1.97(e), as checked below. This document is to be considered as a petition requesting consideration of the information disclosure statement.
- (f)  is filed within three months from the date of mailing of the international search report or nine months from the priority date, whichever time limit expires later and a certification as specified in 37 C.F.R. § 1.97(e), as checked below.

A concise explanation of relevance of the items listed on Form PTO-1449 is:

- not given.
- given for each listed item.
- is in the form of an English language copy of a Search Report from a foreign patent office, issued in a counterpart application, which refers to the relevant portions of the references.

The Examiner is reminded that a "concise explanation of the relevance" of the submitted prior art "may be nothing more than identification of the particular figure or paragraph of the patent or publication which has some relation to the claimed invention," MPEP § 609.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

Please charge Deposit Account No. 50-0337 for the amount of:

- (a)  \$220.00 for the fee set forth under 37 C.F.R. § 1.17(p).
- (b)  \$130.00 for the fee set forth under 37 C.F.R. § 1.17(i)(1).

Please charge any additional fees, or credit any overpayment in connection with this communication, to Deposit Account 50-0337. A duplicate copy of this letter is attached.

- Certification under 37 C.F.R. § 1.97(e) is attached.

In accordance with 37 C.F.R. § 1.97(b), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

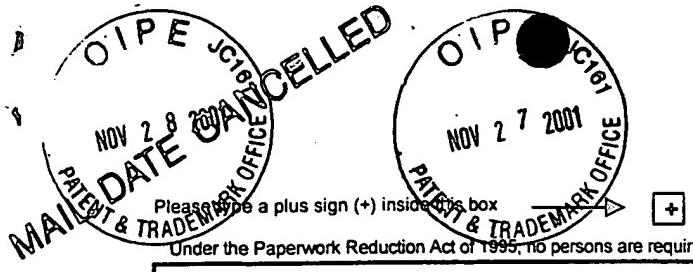
It is submitted that the Information Disclosure Statement is in compliance with 37 C.F.R. § 1.9 and MPEP § 609 and the Examiner is respectfully requested to consider the listed references.

Respectfully submitted,



Robert Berliner  
Registration No. 20,121

(213) 892-9237



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PTO/SB/08A (08-00)

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U. S. Patent and Trademark Office: U. S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO				Complete if Known	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>				Application Number	09/964786
Sheet	1	of	2	Filing Date	September 26, 2001
				First Named Inventor	Ben C. Platt
				Group Art Unit	N/A
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	LA-7093-112.US

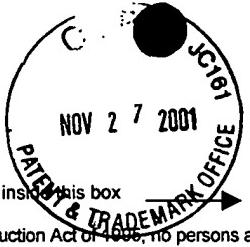
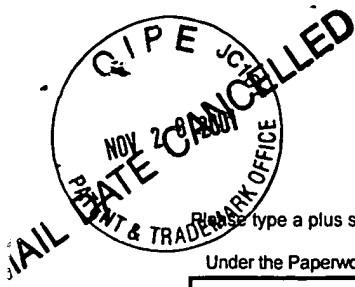
U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	U. S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
A	5,684,636				
B	5,998,096				
C	5,258,024				

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Office <sup>3</sup>	Number <sup>4</sup>		
D		PCT/US00/41650			7/20/2000

Examiner Signature	Date Considered
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the application number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.



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				Group Art Unit	N/A
				Examiner Name	Not Yet Assigned
				Attorney Docket Number	LA-7093-112.US

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS		
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published.
E	Brandser et al., Acta Ophthalmol Scand 75:162:165 (1997)	T <sup>2</sup>
F	Oshika et al., J. Cataract Refract Surg 24:509-514 (1998)	
G	Liang et al., J. Opt. Soc. Am. A. Vol 14, No. II (1997)	
H	He et al, Optical Society of America, Vol. 15 No. 9 (1998)	
I	Liang et al., Optical Society of America, Vol. 11 No.7 (1994)	
J	Salmon et al., Optical Society of America, Vol. 15 No. 9 (1998)	
K	Liang et al., Optical Society of America, Vol. 14 No. 11 (1997)	
L	Roos et al., Photonics Spectra, Circle 77 (2001)	
M	Mahoney et al., Ocular Surgery News, Vol. 18, No. 15, (2000)	
N	Charters, Hotel & Motel Management, Ophthalmology Times, (2000)	
O	Review of Ophthalmology, (September 2000)	

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